

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

THE ESTATE OF LAURA RATLEY, by) and through its duly appointed special) administrator Robert Ratley; LEAH) RATLEY; THE ESTATE OF REBECCA) FULCHER, by and through its duly) appointed special administrators John) Fulcher and Amy Fulcher; deceased; and) RYAN FULCHER,))	
	Plaintiffs,)
v.)
DHAFER M. AWAD and SHAMROCK) FOODS COMPANY, an Arizona Limited) Liability Company.)	Case No. CIV-19-265-PRW
)
Defendants.)))
)
)
)
)

PLAINTIFFS' JOINT FINAL WITNESS LIST

COME NOW the Plaintiffs, and pursuant to this Court's Scheduling Order, submit the following Final Witness List.

WITNESSES

No.	Name/Address	Proposed Testimony
	Dhafer Awad c/o Patrick Colvin 3800 First Place Tower 15 East Fifth Street Tulsa, Oklahoma 74103	Facts and circumstances surrounding the wreck.
	Ryan Fulcher c/o Michael D. Denton, Jr., Esq. Denton Law Firm 925 West State Highway 152	Facts and circumstances surrounding the wreck.

	Mustang, OK 73064	
	Amy Fulcher c/o James Murray 311 South Duck Stillwater, Oklahoma 74074	Facts and circumstances surrounding the wreck and her loss
	John Fulcher c/o James Murray 311 South Duck Stillwater, Oklahoma 74074	Facts and circumstances surrounding the wreck and his loss
	Amy Ratley c/o Matthew Bretz 3 Compound Drive Hutchinson, Kansas 67502	Facts and circumstances surrounding the wreck and her damages.
	Robert Ratley c/o Matthew Bretz 3 Compound Drive Hutchinson, Kansas 67502	Facts and circumstances surrounding the wreck and his damages.
	Leah Ratley c/o Matthew Bretz 3 Compound Drive Hutchinson, Kansas 67502	Facts and circumstances surrounding the wreck, injuries, and damages.
	Trooper Shane Newell, Badge No. 408 Trooper Scott Shropshire Trooper Todd Punneo Trooper JJ Finney Trooper Matthew Ledbetter Trooper Bill Jackson Oklahoma Highway Patrol 3600 North MLK Blvd. Oklahoma City, Oklahoma 73136	Facts and circumstances surrounding the wreck
	Deputy Mike Stephens Noble County Deputy 721 Cedar Street Perry, Oklahoma 73077	Facts and circumstances surrounding the wreck
	Ben Treiner, EMT Jeremy Williams, EMT Mike Chantrantran, EMT Brian Friend, EMT Wayne Emmons, EMT Rae Howell, RN Paige Neitzel, RN Chief Emmons Perry Fire Department and Ambulance 721 Delaware Perry, Oklahoma 73077	Testimony regarding Ryan Fulcher and Leah Ratley's injuries, medical treatment, prognosis, and damages. Observations and conditions of Ryan Fulcher and Leah Ratley at the scene of wreck and during transport.

	Greg Turner Eric Duval Oklahoma Medical Examiner 901 North Stonewall Oklahoma City, Oklahoma 73117	Examination and findings as to Rebecca Fulcher and Leah Ratley. Observations and conditions at the scene of wreck
	Richard Miller 400 North Grand McPherson, Kansas 67460	Facts and circumstances surrounding the wreck
	Sean Mize, OSBI Criminalist 800 East 2 nd Street Edmond, OK 73034	Facts and circumstances surrounding the blood analysis of Dhafer Awad and Ryan Fulcher
	Mike Stephens Noble County Sheriffs Office 721 Cedar Street Perry, Oklahoma 73077	Facts and circumstances surrounding the wreck
	Ethan Winter	Testimony as to Ryan Fulcher
	Stephanie Atterberry 707 West 13 Street North #1 Wichita, Kansas 67203	Testimony as to Amy, John and Rebecca Fulcher
	India Brown 2363 Chapel Ridge Place Salina, Kansas 67401	Testimony as to Amy, John and Rebecca Fulcher
	Andrea Reed 406 North Pershing Wichita, Kansas 67208	Testimony as to Amy, John and Rebecca Fulcher
	Leslee Miller 400 South Grand McPherson, Kansas 67460	Testimony as to Amy, John and Rebecca Fulcher
	Bethany Tenpenny 27522 Haven Trace Lane Fulshear, Texas 77441	Testimony as to Amy, John and Rebecca Fulcher
	Gerald Miller 611 East Elizabeth McPherson, Kansas 67460	Testimony as to Amy, John and Rebecca Fulcher
	Barbara Miller 611 East Elizabeth McPherson, Kansas 67460	Testimony as to Amy, John and Rebecca Fulcher
	Chelsea Dyer 350 West Douglas Avenue Wichita, Kansas 67202	Testimony as to Amy, John and Rebecca Fulcher
	Jennifer Babcock 1521 Sunflower Drive McPherson, Kansas 67460	Testimony as to Amy, John and Rebecca Fulcher
	Keli Davis 601 Thunderbird	Testimony as to Amy, John and Rebecca Fulcher

	McPherson, Kansas 67460	
	Jennifer and Michael Warner 1024 South Lindenwood Drive Olathe, KS 66062	Testimony regarding Amy, Robert, and Leah Ratley's damages.
	Alexis Ratley 3200 Garden Grove Parkway, Apt. 4A Hutchinson, KS 67502	Testimony regarding Amy, Leah, and Bob Ratley's damages.
	David Seifert 5449 Buckwood Way Sacramento CA 95835	Testimony regarding Amy Ratley's damages.
	Otha Ratley 908 East 14 th Avenue Hutchinson, KS 67501	Testimony regarding Amy, Leah, and Bob Ratley's damages.
	Connie Casey 5510 East 69 th Hutchinson, KS 67502	Testimony regarding Bob Ratley's damages.
	Chris Wornkey 1107 West 32 nd Hutchinson, KS 67502	Testimony regarding Bob Ratley's damages.
	Simon Hiebert 3420 North Elm Street Hutchinson, KS 67502	Testimony regarding Leah Ratley's injuries and damages
	Jimmy Ratley 3300 Rowland Street Hutchinson, KS 67502	Testimony regarding Bob Ratley's damages.
	Anthony Mahoney 1320 East 9 th Hutchinson, KS 67501	Testimony regarding Bob Ratley's damages.
	Brianna Nichols 1300 East 33 rd Apt. 905 Hutchinson, KS 67502	Testimony regarding Bob Ratley's damages.
	Alyssa Rostetter 321 East Vesper Hesston, KS 67062	Testimony regarding Bob Ratley's damages.
	Ashleigh Lollar 7272 East 37 th Street North Wichita, KS 67226	Testimony regarding Bob Ratley's damages.
	LYNX Services a Solera Company Representative	Will testify as to the information available from EDR and data from Shamrock's tractor trailer truck
	Michael K. Napier, Sr. 530 Forest Hill Road Macon, Georgia 31210	Will testify as an expert witness as to the facts and circumstances of the claims and or/defenses in this case including interpretation of the electronic data (EDR)

		from the vehicles involved in the collision as well as the type of information/data from the tractor-trailer driven by Defendant Awad.
	William J. Vigilante, Jr., PhD, CPE 200 Pembroke Circle Phoenixville, PA 19460 267-439-1551	Will be called to testify as an expert witness on the issues of human factors.
	Dr. Stephanie L. Wick, PhD, LCMFT, LCAC Andrews & Associates Counseling 1506 Browning Place Suite 107 Manhattan, Kansas 66502	Will be called to testify as an expert witness on the issues of emotional pain, suffering, degree of disruption to life, degree of sense of equilibrium, past and future impact of loss, and past and future loss of services
	William Reece 21235 West 8 th Street South Sand Springs, OK 74063	Will be called to testify as an expert witness on driver training, instruction, safety, and industry standards.
	Michelle Beach 1594 E. State Highway CC Pleasant Hope, Missouri 65725	Will be called to testify as an expert witness in the field of accident reconstruction.
	Mark D'Andrea John Brannigan Rita Young Karri Ryan Brad Peppers Branch Mueller Renae Ludlow c/o Patrick Colvin 3800 First Place Tower 15 East Fifth Street Tulsa, Oklahoma 74103	Will testify as to the trucking industry standards regarding downloading and preserving EDR data, obligations to do so according to the FMCSR, the requirements of trucking companies and its drivers to comply with the FMCSR, applicable operating rules, Preventable Accidents, the requirements of holding a valid CDL.
	Gus Valley Brian Koenes Carrie Ryerson Tracy McCall Janaya Harris c/o Patrick Colvin 3800 First Place Tower 15 East Fifth Street Tulsa, Oklahoma 74103	Will testify as to the trucking industry standards regarding downloading and preserving EDR data, obligations to do so according to the FMCSR, the requirements of trucking companies and its drivers to comply with the FMCSR, applicable operating rules, Preventable Accidents, the requirements of holding a valid CDL.
	C. Michael Copeland 3800 First Place Tower 15 East Fifth Street Tulsa, Oklahoma 74103	general counsel of Shamrock, facts and circumstances surrounding the wreck
	Karen Williams c/o Patrick Colvin 3800 First Place Tower 15 East Fifth Street	Former general counsel of Shamrock, facts and circumstances surrounding the wreck

	Tulsa, Oklahoma 74103	
	United Truck Driving School Representative 2525 Camino Del Rio South #255 San Diego, California 92108	All education, training, instruction and material given to Defendant Awad
	Driver's Alert Inc., Representative 1350 East Newport Center Drive, Suite 201 Deerfield Beach, FL 33442	All education, training, instruction and material given to Defendant Awad
	HireRight Representative 12770 Coit Road, Suite 300 Dallas, Texas 75251	Services performed for Defendant Shamrock
	Azhar Mnawer Unknown address	Experiences driving with Defendant Awad
	David Ford 42312 North 9 th Avenue Phoenix, Arizona 85086	Services and training performed for Defendants
	Tobie R. Morrow, DO West Wichita Family Physicians 8200 West Central Avenue, Suite 1 Wichita, Kansas 67212	Counseling of John Fulcher
	Susan M. Rohr, LSCSW Client Centered Counseling 121 West Marlin, Suite 300 McPherson, Kansas 67460	Counseling of Ryan Fulcher
	Karon Lovelady, LCPC Horizon Mental Health Center 1600 North Lorraine Street # 202 Hutchinson, Kansas 67501	Counseling of Amy Fulcher
	Maryann M. Petersen, LCMFT 650 North Carriage Parkway, Suite 135 Wichita, Kansas 67208	Counseling of John Fulcher
	Mark Hoover, Pastor NewSpring Church 12200 East 21 st Street North Wichita, Kansas 67206	Counseling of John Fulcher
	Kethlyn A. Staab, T-LMFT Horizon Mental Health Center 1600 North Lorraine Street # 202 Hutchinson, Kansas 67501	Counseling of Amy Fulcher
	Veronica Amey-Perrin, MD, Psychiatrist Horizon Mental Health Center 1600 North Lorraine Street # 202	Counseling of Amy Fulcher

	Hutchinson, Kansas 67501	
	<p>Stefanie Griggs, LSCSW Jamie Burns, LCP Susan Weigel-Wise Timothy Hunter, LMSW Patricia White, PA Jennifer Sharp Horizon Mental Health Center 1600 North Lorraine Street # 202 Hutchinson, Kansas 67501</p>	Testimony regarding Amy Ratley's counseling, medical treatment, prognosis, and damages
	<p>Anthony Jackson, MD Heather Dallas, APRN Tricia Gilligan, PA William Mallonnee, MD Hutchinson Clinic 2101 North Waldron Hutchinson, KS 67502</p>	Testimony regarding Amy Ratley's counseling, medical treatment, prognosis, and damages
	<p>Tamara Madden, LSCSW Creekside Therapy Services 1531 Willow Road Hutchinson, Kansas 67502</p>	Testimony regarding Amy Ratley's counseling, medical treatment, prognosis, and damages
	<p>Anneliese Boettcher, PhD Ryan Schroder, PsyD KU Wichita Psychiatry & Behavioral Sciences 1001 North Minneapolis Street Wichita, KS 67214</p>	Testimony regarding Amy Ratley's counseling, medical treatment, prognosis, and damages
	<p>Dale Anderson, PsyD Timothy Hunter, LMSW Jeremy Tan, MD Kelsey Davies Horizon Mental Health Center 1600 North Lorraine Street # 202 Hutchinson, Kansas 67501</p>	Testimony regarding Bob Ratley's counseling, medical treatment, prognosis, and damages
	<p>Jan Rogers, LSCSW 1716 East 30th, Suite B Hutchinson, KS 67502</p>	Testimony regarding Bob Ratley's counseling, medical treatment, prognosis, and damages
	<p>Kimberley Morgan, PAC Shirley Faulkner, LCMFT Julius Quinn, APRN Greg Morgan, MD Prairie Star Health Center 2700 East 30th Avenue Hutchinson, KS 67502</p>	Testimony regarding Bob Ratley's counseling, medical treatment, prognosis, and damages

	Laura Martinez, LSCSW Audra Goldsmith, LMLP, LMAC Jamie Burns, LCP Patricia White, PA Veronica Amey- Perrin, MD Jeremy Tan, MD Evelyn Clark, LPN Dave Sallee, LPN Horizon Mental Health Center 1600 North Lorraine Street # 202 Hutchinson, Kansas 67501	Testimony regarding Leah Ratley's counseling, medical treatment, prognosis, and damages
	Ken Schulte, M.Ed 1714 East 30 th , Suite B Hutchinson, Kansas 67502	Testimony regarding Leah Ratley's counseling, medical treatment, prognosis, and damages
	Dr. Anthony Jackson Hutchinson Clinic 2101 North Waldron Hutchinson, KS 67502	Testimony regarding Leah Ratley's injuries, medical treatment, prognosis, and damages
	Rae Howell, RN Paige Neitzel, RN Kristen Warnock, DO Stillwater Medical Center 1323 West 6 th Street Stillwater, Oklahoma 74074	Testimony regarding Ryan Fulcher and Leah Ratley's injuries, medical treatment, prognosis, and damages
	Sheriff Henderson Captain McClay Sergeant Evans Reno County Sheriff's Department 210 West 1 st Avenue Hutchinson, KS 67502	Testimony regarding Leah Ratley's employment.
	Ross Weber Apac-Shears Construction 819 West First Street Hutchinson, KS 67501	Testimony regarding Bob Ratley's former employment.
	Any necessary rebuttal witnesses	
	All witnesses listed by Defendant to which Plaintiff does not object.	
	Due to the fact that discovery is not completed, Plaintiffs reserves the right to supplement	
	Plaintiffs reserve the right to supplement other witnesses obtained through the end of discovery as well as those obtained as a result of additional depositions which are currently the	

	subject of the pending discovery motions.	
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Respectfully submitted,

/s/Matthew L. Bretz

Matthew L. Bretz

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ATTORNEY FOR PLAINTIFFS

THE ESTATE OF REBECCA

FULCHER, JOHN FULCHER

and AMY FULCHER

and RYAN FULCHER

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Mustang, Oklahoma 73064

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ATTORNEY FOR PLAINTIFF

RYAN FULCHER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 1st day of August, 2022, the foregoing was electronically filed with the Clerk of the Court by using the ECF system. Based on the records currently on file in this case, the Clerk of the Court will transmit a Notice of Electronic Filing to those registered participants of the ECF system.

/s/Matthew L. Bretz
Matthew L. Bretz